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Intellectual Property Law

# Fax

**To:** Examiner Charlesworth E. Rae      **From:** Marjorie Scariati  
Group Art Unit 1611

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**Fax:** 571-273-8300      **Pages:** 10

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**Phone:**      **Date:** 12/31/2008

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**Re:** 10/667,151      **CC:**

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**Urgent**     **X For Review**     **Please Comment**     **Please Reply**     **Please Recycle**

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*If you received this communication in error, please immediately notify us by a collect telephone call to the writer and return the original message and documents to us at the above address via the United States postal service*

Please see the attached Response to Communication mailed 12/16/08, including re-submission of Notice of Appeal and Pre-Appeal Brief Request for Review originally filed on 12/1/08.

U.S. Serial No.: 10/667,151  
Group Art Unit 1611  
Examiner Charlesworth Rae

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Sheng-Ping Zhong  
Serial No.: 10/667,151  
Filed: 09/18/2003  
Title: INJECTABLE THERAPEUTIC FORMULATIONS  
Art Unit: 1611  
Examiner: Charlesworth E. Rae  
Confirm. No.: 8726  
Docket No.: 03-151US1

Via Facsimile: 571-273-8300  
Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO COMMUNICATION**

Sir:

This is responsive to an Office Communication mailed December 16, 2008 in the above matter. In the Communication, the Examiner stated that the Pre-Appeal Brief Request for Review filed December 1, 2008 was improper because a proposed response was included with the Pre-Appeal Brief Request ("Review Request"). A copy of the Communication is attached herewith.

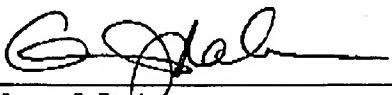
In response to the Communication, and pursuant to a December 30, 2008 telephone call with Examiner Charlesworth Rae, Applicant is resubmitting the Review Request.

A Notice of Appeal and the required fee was previously filed by Applicant on December 1, 2008. Thus, no fee is believed to be required for the resubmission of the Review Request.

U.S. Serial No.: 10/667,151  
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However, the Commissioner is authorized to charge any fees deemed to be owing for this application to Deposit Account Number 50-1047.

Respectfully submitted,



Keum J. Park  
Registration No. 42,059

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I hereby certify that this correspondence is being deposited with the United States Patent and Trademark Office on 12/31/08 via facsimile to: 571-273-8300

Mariorie Scariati  
(Printed Name of Person Mailing Correspondence)

Mariorie Scariati  
(Signature)



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/667,151	09/18/2003	Sheng-Ping Zhong	03-151US1	8726
27774	7590	12/16/2008	<b>EXAMINER</b>	
MAYER & WILLIAMS PC			RAE, CHARLESWORTH E	
251 NORTH AVENUE WEST			ART UNIT	PAPER NUMBER
2ND FLOOR			1611	
WESTFIELD, NJ 07090			MAIL DATE	DELIVERY MODE
			12/16/2008	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.